Docket No.: 2328-0124



AP folds

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of Esa-Matti LILIUS

Serial No.: 09/980,585

Filed: 4 March 2002

For: Method to Enable Assessment of Growth and Death of Micro-

Organisms

Group Art Unit: 1645

Examiner: Tammy K. Field

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated May 4, 2004 rejecting the following claims: 1-10.

Applicant claims small entity status. Therefore, the fee for this Notice of Appeal is \$165.00. An extension of time is requested for one month. The required fee for this extension of time is \$55.00.

A check for \$220.00 is enclosed.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-2135. An additional copy of this Notice is enclosed herewith.

Respectfully submitted,

09/08/2004 HGUTEMA1 00000045 09980585

01 FC:2401 02 FC:2251 165.00 OP 55.00 OP By Jeffrey

Jeffrey L. Ihnen

Attorney for Applicants Registration No. 28,957

ROTHWELL, FIGG, ERNST & MANBECK, p.c.

Suite 800, 1425 K Street, N.W.

Washington, D.C. 20005 Telephone: (202)783-6040